

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TEXARKANA DIVISION**

DIONDRE WILLIAMS, ET AL.	§	
	§	
Plaintiffs,	§	
	§	
vs.	§	CIVIL ACTION NO.
	§	5:17-CV-00089-RWS
ROONEY TRUCKING, INC., ET AL.,	§	
	§	
Defendant.	§	

**PLAINTIFFS' OBJECTION TO REPORT AND
RECOMMENDATION OF THE SPECIAL MASTER**

TO THE UNITED STATES DISTRICT JUDGE:

NOW COME, Plaintiffs, Diondre Williams, Xzavion Neal, Ashton Brown, Kyron Saunders, Tyson Harper, Celeste Brown on behalf of T.A., a Minor Child, Ian Williams and Craig Jackson on behalf of R.J., a Minor Child, by and through their attorney of record, and file this their Objection to the Report and Recommendation of the Special Master, and in support thereof, would show unto the Court as follows:

1. On April 2, 2018, Special Master, John Robert Mercy, made a Report and Recommendation to the Court regarding the disbursement of interpleader settlement funds that were deposited into the Court by Acuity Insurance, the insurance carrier for Defendant, Rooney Trucking, Inc. which stemmed from an accident which occurred on March 23, 2017.

2. In the Report and Recommendation of the Special Master, none of the Plaintiffs were considered as part of the disbursements of the funds.

3. Plaintiffs were served as claimants in Acuity's Original Complaint in Interpleader. In his review, the Special Master failed to review the Interpleader Complaint for accuracy of the Claimants listed to be considered in the disbursement process.

4. The Court ordered that a Claim Information Sheet be submitted to the Special Master by either email or to be placed on a CD and mailed to the Special Master. Plaintiffs submitted the Claim Information Sheet and supporting documents, but were still not considered by the Special Master in his Report and Recommendation.

5. Plaintiffs were minors at the time of the accident, were transported to the hospital for their injuries, and as a result of the accident, were all seen by a psychologist because of the trauma of the accident and Plaintiffs should be considered in the disbursement process.

6. Plaintiffs request this Honorable Court to have the Special Master re-evaluate all claims and provide disbursement for the Plaintiffs.

WHEREFORE, PREMISES CONSIDERED, Plaintiffs pray that the Court order the Report and Recommendation of the Special Master be re-evaluated to include and consider Plaintiffs' claims in the disbursement of the funds, and for such other and further relief to which Plaintiffs may show themselves justly entitled.

Respectfully submitted,

____/s/ Nuru Witherspoon_____
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Child, Ian Williams And Craig Jackson
on Behalf of R.J., A Minor Child

CERTIFICATE OF SERVICE

I hereby certify that on July 6, 2018, I served the foregoing document on Counsel via electronic notice:

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____/s/_Nuru Witherspoon____
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